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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MICHELLE FANUCCI,
Plaintiff,

No. C-08-2151 EMC

PROPOSED VERDICT FORM

v.

ALLSTATE INSURANCE COMPANY,
Defendant.

PROFESSIONAL NEGLIGENCE

1. On the claim of professional negligence, do you find in favor of

Plaintiff _____ or Defendant _____

If you find in favor of Plaintiff, then proceed to Question 2. If you find in favor of Defendant, proceed to Question 4.

2. If you find in favor of Plaintiff, do you find that the harm to Michelle Fanucci was caused in whole or in part by Robert Fanucci's negligence?

Yes _____

No _____

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If your answer is yes, then proceed to Question 3. If your answer is no, proceed to Question

4.

3. If so, what percentage of responsibility for the harm to Michelle Fanucci do you attribute to Robert Fanucci?

____%

Proceed to Question 4.

NEGLIGENT MISREPRESENTATION

4. On the claim of negligent misrepresentation, do you find in favor of

Plaintiff _____ or Defendant _____

Proceed to Question 5.

DAMAGES

5. If you find in favor of Plaintiff on either the claim of professional negligence OR the claim of negligent misrepresentation, place a check mark by the amount of damages suffered by Plaintiff (before any reduction for contributory negligence, if any, by Robert Fanucci on the professional negligence claim).

\$750,000 _____

\$1 million _____

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Have the presiding foreperson sign and date this form, and return the form to the clerk.

Dated: December ____, 2009

Signed: _____
JURY FOREPERSON